

07/28/2005 05 FC:2814

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David D. Cox et al. Serial No.: 10/644,049					,	
Filed: August 19, 2003 Group Art Unit: 161 For: ANTIMICROBIAL CONTAINING SOLVENTLESS HOT MELT ADHESIVE COMPOSITION Docket No.: 16011/103/105 TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING REJECTION (37 C.F.R. 1.321(b)) Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Commissioner for Patents Alexandria, VA 22313-1450 Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450, on this of Jayran and Jayran Strice Months of Jayran Alexandria, Virginia 22313-1450, on this of Jayran Alexandria, Virginia 22313-1450	In re Applicati	on of:				
Filed : August 19, 2003 Group Art Unit: 161 For : ANTIMICROBIAL CONTAINING SOLVENTLESS HOT MELT ADHESIVE COMPOSITION Docket No.: 16011/103/105 TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING REJECTION (37 C.F.R. 1.321(b)) Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Commissioner for Patents deposited with the United States Postal Service of irst class mail in an enveloped addressed to the date shown below with sufficient postage a first class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below with sufficient postage affirst class mail in an enveloped addressed to the date shown below the date shown	David D. Cox et	al.				
For : ANTIMICROBIAL CONTAINING SOLVENTLESS HOT	Serial No.: 10/	644,049			Examiner: I. Ghal	li
MELT ADHESIVE COMPOSITION Docket No.: 16011/103/105 TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING REJECTION (37 C.F.R. 1.321(b)) Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 GWORDOF1 00000056 10644049 G5.00 OP Sir: Name(s) of disclaimant(s) Lawrence M. Nawrocki Officing at 3433 Broadway Street N.E., Suite 401 Minneapolis, Minnesota 55413 represent that I am an inventor of this invention.	Filed : Aug	gust 19, 2003			Group Art Unit: 163	15
TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING REJECTION (37 C.F.R. 1.321(b)) Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 GWORDOF1 00000056 10644049 65.00 OP Sir: Name(s) of disclaimant(s) Lawrence M. Nawrocki Officing at 3433 Broadway Street N.E., Suite 401 Minneapolis, Minnesota 55413 represent that I am an inventor of this invention.					LESS HOT	
Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 GWORDOF1 0000056 10644049 Sir: Name(s) of disclaimant(s) Minneapolis, Minnesota 55413 CERTIFICATE UNDER 37 C.F.R. 1.8 I hereby certify that this correspondence is beir deposited with the United States Postal Service of the date shown below with sufficient postage a first class mail in an enveloped addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450, on this of first class mail in an enveloped addressed to the date shown below with sufficient postage a first class mail in an enveloped addressed to the date shown below with sufficient postage a first class mail in an enveloped addressed to the date shown below with sufficient postage a first class mail in an enveloped addressed to the date shown below with sufficient postage a first class mail in an enveloped addressed to the date shown below with sufficient postages of the date shown below with sufficient postages a first class mail in an enveloped addressed to the date shown below with sufficient postages after the date shown below with sufficient postages of the date s	Docket No.: 160)11/103/105				
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 GWORDOFI 0000056 10644049 65.00 DP Commissioner for Patents Alexandria, VA 22313-1450 GWORDOFI 0000056 10644049 65.00 DP Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450, on this of Alexandria	TERMIN					
Sir: Name(s) of disclaimant(s) Lawrence M. Nawrocki Officing at 3433 Broadway Street N.E., Suite 401 Minneapolis, Minnesota 55413 represent that I am an inventor of this invention.	Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450			hereby certify leposited with the date shown irst class mai commissioner lexandria, Vir	that this correspondence is being the United States Postal Service below with sufficient postage 1 in an enveloped addressed to the for Patents, P.O. Box 145 ginia 22313-1450, on this	as he
Name(s) of disclaimant(s) Lawrence M. Nawrocki Officing at 3433 Broadway Street N.E., Suite 401 Minneapolis, Minnesota 55413 represent that I am an inventor of this invention.					x≪lyn I. Erickson	
Officing at 3433 Broadway Street N.E., Suite 401 Minneapolis, Minnesota 55413 represent that I am an inventor of this invention.	Sir:					
Minneapolis, Minnesota 55413 represent that I am an inventor of this invention.	Name(s) of disc	claimant(s)	Lawrence	M. Nawro	ocki	
represent that I am an inventor of this invention.	Officing at	3433 Broadwa	ay Street	N.E., St	uite 401	
an inventor of this invention.		Minneapolis,	<u>, Minnesc</u>	ota 55413		
an inventor of this invention.						
	represent that	I am				
an assignee of this invention.		an inventor o	of this i	Invention	•	
		an assignee c	of this i	Invention		

 $\underline{\mathtt{XXX}}$ $\,$ a representative authorized to sign on behalf of the

IDENTITY OF ASSIGNEE AND TITLE OF DISCLAIMANT

The assign	mee is:	
	_	Medical Concepts Development, Inc.
Address o	f assignee _	2500 Ventura DRive
		Woodbury, Minnesota 55125
Title of 1	Disclaimant	Agent and Attorney
and is au	thorized to	sign on behalf of assignee.
	Rec	ordal of Assignment in PTO
XXX	the assignm	ent was recorded on June 12, 1996
	Reel <u>8044</u>	
	Frame 0193	
	11ame_0133_	
	authorized	for recordal of the assignment is separately
		for recordar or the assignment is separately
	attached	
		Extent of Interest
The o	extent of my	(our) interest is in
<u>XXX</u>	the whole o	f this invention
		·
	a sectional	interest in this invention as follows (here
	state the e	xact interest of the disclaimant(s):
	•	

ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION (37 C.F.R. 3.73(b))

XXX I, a person authorized to sign on behalf of the assignee, have reviewed the evidentiary documents referred to above and certify that, to the best of my knowledge and belief, title is assignee's who seeks to take further action.

DISCLAIMER

Assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

	<u>xxx</u>	United States Patent No. 5,829,442 as presently shortened
		by any terminal disclaimer
		Any patent granted on application number
and h	nereby	agree that any patent so granted on the above identified
appl:	icatio	on shall be enforceable only for and during such period
that	the 1	egal title to said patent shall be the same as the legal
title	e to:	
	\underline{XXX}	United States Patent No. <u>5,829,442</u>

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Any patent granted on application number _____

Petitioner does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of:

XXX	United States Patent Nos. <u>5,829,442</u> , as
	presently shortened by any terminal disclaimer.
	Any patent granted on application number

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 35 U.C.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title as stated above.

FEE STATUS (37 C.F.R. 120(d) AND 37 C.F.R. 1.321)

___ Other than a small entity - fee \$110.00

XXX Small Entity - fee \$65.00

FEE PAYMENT

- XXX Attached is a check in the sum of \$65.00
 - XXX Charge Account No. 14-0620 for any fee deficiency required by this paper.
- ___ Charge Account No. 14-0620 the sum of \$____. A

duplicate of this disclaimer is attached.

Dated: July 26, 2005 Jawrena M. Maw

Lawrence M. Nawrocki

(Signature of Disclaimant)

Respectfully Submitted,

David D. Cox et al.

By their attorney,

Date: July 26, 2005

Jawana M. Nawrocki

Lawrence M. Nawrocki Registration No. 29,333

NAWROCKI, ROONEY & SIVERTSON, P.A. Suite 401 Broadway Place East

Suite 401, Broadway Place East 3433 Broadway Street Northeast

Minneapolis, MN 55413

Customer No. 05909

Telephone: (612) 331-1464 Facsimile: (612) 331-2239